

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
v.)	Civil Action No. 04-351 E
)	
2003 HONDA PILOT,)	
VIN 2HKYF18563H600150,)	
)	
Defendant)	

STIPULATION

The United States of America, Tu L. Nguyen and Khang Nguyen, by and through their respective counsel, and with the intent to be legally bound hereby, stipulate and agree as follows:

1. The United States instituted this judicial forfeiture action against the above-captioned real property (hereinafter the Defendant Property) by filing a complaint pursuant to 21 U.S.C. § 881(a)(4).

2. In complete settlement and full satisfaction of the rights of Tu L. Nguyen and/or Khang Nguyen to file claims and/or answers in this case, to any and all defenses of Tu L. Nguyen and/or Khang Nguyen to the forfeiture of the Defendant Property, to any and all right, title and/or interest of Tu L. Nguyen and/or Khang Nguyen in the Defendant Property, and/or to any matters relating to the subject matter of the complaint and/or the forfeiture arrest of the Defendant Property, Tu L. Nguyen and Khang Nguyen enter into this Stipulation.

3. The Defendant Property will be forfeited to the United States free and clear of all right, title and interest of any personal or entity, including without limitation, Tu L. Nguyen and Khang Nguyen.

4. Tu L. Nguyen hereby releases and forever discharges the United States, its agents, servants, employees and assigns from any and all actions, causes of action, suits, proceedings, debts, dues, contracts, judgments, damages, claims and/or demands which Tu L. Nguyen, or her heirs or assigns, now have or may hereafter acquire against the United States, its agents, assigns, employees and servants, with regard to the right of Tu L. Nguyen to file a claim and answer in this case, to any and all defenses of Tu L. Nguyen to the forfeiture of the Defendant Property, to any and all right, title and/or interest of Tu L. Nguyen in the Defendant Property, and/or to any matters relating to the subject matter of the complaint and/or the forfeiture seizure and arrest of the Defendant Property.

5. Khang Nguyen hereby releases and forever discharges the United States, its agents, servants, employees and assigns from any and all actions, causes of action, suits, proceedings, debts, dues, contracts, judgments, damages, claims and/or demands which Khang Nguyen, or his heirs or assigns, now have or may hereafter acquire against the United States, its agents, assigns, employees and servants, with regard to the right of Khang Nguyen to file a claim and answer in this case, to any and all defenses of Khang Nguyen to the forfeiture of the Defendant Property, to any and all right, title and/or interest of Khang Nguyen in the Defendant Property, and/or to any matters relating to the subject matter of the complaint and/or the forfeiture seizure and arrest of the Defendant Property.

6. The terms set forth herein are intended as a final expression of the Stipulation as agreed by the undersigned parties and may not be contradicted by evidence of any prior agreement or by

any contemporaneous oral agreement. This Stipulation may not be explained or supplemented by evidence of additional terms, nor may this Stipulation be modified, except by written instrument executed by the United States, Tu L. Nguyen and Khang Nguyen.

7. This Stipulation is subject to the approval of the United States District Court.

With the intent to be legally bound hereby, the undersigned execute this Stipulation this 23rd day of May, 2007:

Respectfully submitted,

MARY BETH BUCHANAN
United States Attorney

By: s/ Mary McKeen Houghton
Mary McKeen Houghton
Assistant U.S. Attorney
U.S. Post Office & Courthouse
Suite 4000
Pittsburgh, PA 15219
(412) 894-7370
PA ID #31929

s/ Gary E. Gerson
Gary E. Gerson, Esquire
Attorney for Tu L. Nguyen and
Khang Nguyen